

FORM PTO-1390 (REV. 11-2000)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		KEY'S DOCKET NUMBER 512100-2025	
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371				U.S. APPLICATION NO. (If known see 37 C.F.R. 1.5) 10/031529	
INTERNATIONAL APPLICATION NO. PCT/EP00/06215		INTERNATIONAL FILING DATE 04 JULY 2000		PRIORITY DATE CLAIMED 22 JULY 1999	
TITLE OF INVENTION PHARMACEUTICAL COMPOSITION					
APPLICANT(S) FOR DO/EO/US Achim BERTHOLD, Walter MÜLLER, Giovanni GAVIRAGHI					

Applicants herewith submit to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
- ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
- ☒ This is an express request to promptly begin national examination procedures (35 U.S.C. 371(f)).
- ☒ The US has been elected by the expiration of 19 months from the priority date (PCT Article 31).
- ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - ☒ is attached hereto (required only if not communicated by the International Bureau).
 - ☐ has been communicated by the International Bureau.
 - ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
- ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
- ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - ☐ are attached hereto (required only if not communicated by the International Bureau).
 - ☐ have been communicated by the International Bureau.
 - ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - ☒ have not been made and will not be made.
- ☐ A English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
- ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
- ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

- ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
- ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
- ☐ A FIRST preliminary amendment.
- ☐ A SECOND or SUBSEQUENT preliminary amendment.
- ☐ A substitute specification.
- ☐ A change of power of attorney and/or address letter.
- ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
- ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
- ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
- ☒ Other items or information:
PCT/RO/101, PCT/ISA/210, PCT/IB/308,
PCT/IPEA/416, 409 (containing replacement pages 1, 1a, 9, 10, 10a
for insertion into the International Application)
2 Sheets of drawings

EXPRESS MAIL

Mailing Label Number: **EV001577554US**

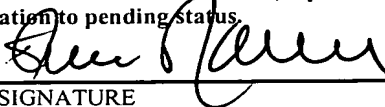
Date of Deposit: **January 17, 2002**

I hereby certify that this paper or fee is being deposited with the United States Postal Service

"Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents and Trademarks, Box PCT Washington, DC 20231.

Charles Jackson
(Typed or printed name of person mailing paper or fee)

Charles Jackson
(Signature of person mailing paper or fee)

U.S. APPLICATION NO. (If known, enter) 10/031529		INTERNATIONAL APPLICATION NO. PCT/EP00/06215		ATTORNEY'S DOCKET NO. 512100-2025																										
21. <input checked="" type="checkbox"/> The following fees are submitted				CALCULATIONS PTO USE ONLY																										
BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO..... \$1040.00 International preliminary examination fee (37 C.F.R. 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO..... \$890.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO..... \$740.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4)..... \$710.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4)..... \$100.00																														
ENTER APPROPRIATE BASIC FEE AMOUNT =																														
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).																														
<table border="1" style="width: 100%; border-collapse: collapse;"><thead><tr><th style="width: 20%;">CLAIMS</th><th style="width: 20%;">NUMBER FILED</th><th style="width: 20%;">NUMBER EXTRA</th><th style="width: 20%;">RATE</th><th style="width: 20%;">\$</th></tr></thead><tbody><tr><td>Total Claims</td><td style="text-align: center;">12 - 20 =</td><td style="text-align: center;">0</td><td>x \$18.00</td><td style="text-align: right;">\$ 0.00</td></tr><tr><td>Independent Claims</td><td style="text-align: center;">1 - 3 =</td><td style="text-align: center;">0</td><td>x \$84.00</td><td style="text-align: right;">\$ 0.00</td></tr><tr><td colspan="4">MULTIPLE DEPENDENT CLAIM(S) (if applicable)</td><td style="text-align: right;">+ \$280.00</td></tr><tr><td colspan="4" style="text-align: right;">TOTAL OF ABOVE CALCULATIONS =</td><td style="text-align: right;">\$ 890.00</td></tr></tbody></table>						CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	Total Claims	12 - 20 =	0	x \$18.00	\$ 0.00	Independent Claims	1 - 3 =	0	x \$84.00	\$ 0.00	MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+ \$280.00	TOTAL OF ABOVE CALCULATIONS =				\$ 890.00
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<input type="checkbox"/> Applicant claims small entity status. See 37 C.F.R. 1.27. The fees indicated above are reduced by 1/2.																														
SUBTOTAL =				\$																										
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$																										
TOTAL NATIONAL FEE =				\$																										
Fee for recording the enclosed assignments (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$ 0.00																										
TOTAL FEES ENCLOSED =				\$ 890.00																										
				Amount to be refunded:	\$																									
				charged:	\$																									
a. <input checked="" type="checkbox"/> Two checks in the amount of \$890.00 to cover the above fees are enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-0320 . A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status. SEND ALL CORRESPONDENCE TO: WILLIAM S. FROMMER, ESQ. FROMMER LAWRENCE & HAUG LLP 745 FIFTH AVENUE NEW YORK, NEW YORK 10151 Dated: January 17, 2002																														
 _____ SIGNATURE _____ WILLIAM F. LAWRENCE NAME _____ 28,029 REGISTRATION NUMBER																														

Attorney Docket No. 512100-2025

1031529

New U.S. Patent Application filed January 17, 2002 for application entitled: 531 Rec'd PCT/PTC 17 JAN 2002

PHARMACEUTICAL COMPOSITION

corresponding to PCT/EP00/06215

filed July 4, 2000

Express Mail No.: EV 001577554US

Date of Deposit: January 17, 2002

I hereby certify that this application and the accompanying papers are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to:

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Charles T. Jensen